

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

LANTHEUS MEDICAL IMAGING, INC.,

Plaintiff,

v.

ZURICH AMERICAN INSURANCE  
COMPANY,

Defendant.

Case No. 10 Civ. 9371 (LTS) (MHD)

ECF CASE

**PLAINTIFF LANTHEUS MEDICAL IMAGING, INC.'S NOTICE OF  
UNOPPOSED MOTION FOR ISSUANCE OF LETTERS ROGATORY**

PLEASE TAKE NOTICE that, upon the Declaration of Danielle M. Estrada and the exhibits thereto, the accompanying memorandum of law, both dated May 10, 2011, and all prior pleadings and proceedings herein, Plaintiff Lantheus Medical Imaging, Inc. ("Lantheus") moves this Court, before the Honorable Laura Taylor Swain, at the United States Courthouse, 500 Pearl Street, Courtroom 18A, New York, New York, for an Order directing that letters rogatory issue to the Court of Ontario, Canada requesting the appointment of Brett Harrison, an attorney at the law firm of McMillan LLP and a qualified person authorized to administer oaths by the laws of the Province of Ontario, Canada, and whose address is Brookfield Place, Suite 4400, 181 Bay Street, Toronto, Ontario, Canada M5J 2T3, or some other competent person, for the purpose of:

1. compelling the deposition of a representative for Atomic Energy of Canada Limited ("AECL"); and

2. compelling AECL, at least twenty-one days prior to its deposition, to produce for inspection and copying by Lantheus the documents described in the Schedule "A" attached to Lantheus' Memorandum of Law in Support of its Unopposed Motion for Issuance of Letters Rogatory and proposed order;

all in connection with the above-captioned action.

Counsel for Lantheus has conferred with counsel for defendant Zurich, and Zurich does not oppose this motion.

DATED: May 10, 2011

Respectfully submitted,

s/Danielle M. Estrada  
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